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Attention: Examiner: Chi Q. Nguyen

Supervisory Examiner: Carl Friedman

UNITED STATES PATENT AND TRADEMARK
OFFICE

Fax: (703) 872-9306

Examiner: Chi Q. Nguyen

Phone: (521) 272-6847

Supervisory Examiner: Carl Friedman

Alt: (521) 272-6842

Pages: Cover +2+ 4+2+1+6 = 16

Date: May 26, 2005

Certificate of Transmission

From: Georgann S. Grunebach

Fax: (310) 964-0941

Assistant General Counsel DIRECTV

Phone: (310) 964-4615

Certification of Facsimile Transmission UNDER 37 CFR 1.8

I hereby certify that the correspondence identified below is being facsimile transmitted to (703) 872-9306 (Centralized Facsimile Number), addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 26, 2005.

Georgann S. Grunebach, Reg. No. 33,179

Date

Attention: Commissioner for Patents

Please find attached Re: 09/542,243

- > Copy of Notice of Abandonment
- > Petition To Withdraw Abandonment
- > Applicant's Database Log and Tracking Back-Up

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If you do not receive all pages, or pages are not clear, please call Karen Lum at (310) 964-0735.

(v b1)



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UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/543,243 ✓	04/03/2000 ✓	Arthur W. Wang	PD-990212	4723

7590 05/16/2005

Hughes Electronics Corporation
Corporate Patents & Licensing
Bldg R11 Mail Station A109
P O Box 956
El Segundo, CA 90245-0056



EXAMINER
NGUYEN, CHIO

ART UNIT	PAPER NUMBER
3635 ✓	

DATE MAILED: 05/16/2005


Please find below and/or attached an Office communication concerning this application or proceeding.

Notice of Abandonment	Application No.	Applicant(s)	
	08/542,243	WANG, ARTHUR W.	
	Examiner	Art Unit	
	Chi Q Nguyen	3635	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 13 October 2004.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection. (A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.95(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☒ The reason(s) below:
No paper has been filed.


5-13-2005
CQW

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.

U.S. Patent and Trademark Office
PTOL-1432 (Rev. 04-01)

Notice of Abandonment

Part of Paper No. 2

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CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to 703-872-9306 (Centralized Facsimile Number), addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on May 26, 2005 (date of facsimile transmission) by GEORGANN S. GRUNEBACH (Name of Registered Representative)


Georgann S. Grunebach, Reg. No. 33,179 (Signature)

May 26, 2005
(Date of Signature)

Customer Number 020991

**Patent
Docket No. PD-990212**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Date: May 26, 2005

Arthur W. Wang

Serial No. 09/542,243

Group Art Unit: 3635

Filed: April 3, 2000

Examiner: Chi Q. Nguyen

For: SATELLITE READY BUILDING AND METHOD FOR FORMING THE SAME

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT
BASED ON FAILURE TO RECEIVE OFFICE ACTION
PURSUANT TO MPEP 711.03(c) II and 37CFR § 1.181**

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

On May 19, 2005, counsel for applicant received the attached Notice of Abandonment mailed May 16, 2005. The Notice of Abandonment indicated that the application is abandoned in view of: "Applicant's failure to timely file a proper reply to the Office letter mailed on 13 October 2004."

U.S.S.N. 09/542,243

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PD-990212

The undersigned hereby certifies that an Office letter mailed on October 13, 2004, was not received. In particular, a careful review of the file and docket records indicates that an Office letter was not received for this application serial number 09/542,243. A copy of the docket is attached which identifies the following actions taken in the above identified application.

On April 16, 2001, applicant's counsel received an Office letter mailed April 9, 2001.

On July 2, 2001, applicant's counsel received the return post card from amendment filed June 12, 2001.

On August 17, 2001, applicant's counsel received a final Office letter mailed August 7, 2001.

On October 17, 2001, applicant's counsel, received the return post card from the notice of appeal filed September 27, 2001.

On February 1, 2001, applicant's counsel received the return post card from the appeal brief filed November 5, 2001.

On April 8, 2002, applicant's counsel received an Office letter mailed April 1, 2002.

On September 3, 2002, applicant's counsel received a final Office letter mailed August 29, 2002.

On February 19, 2003, applicant's counsel received a final Office letter mailed February 13, 2003.

On April 22, 2003, applicant's counsel received an Advisory Action mailed April 17, 2003.

On July 14, 2003, applicant's counsel received the return post card from the appeal brief filed June 23, 2003.

On September 25, 2003, applicant's counsel received an Office letter mailed September 18, 2003.

On March 9, 2004, applicant's counsel received a final Office letter mailed March 3, 2004.

U.S.S.N. 09/542,243

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PD-990212

On May 21, 2004, applicant's counsel received an Advisory Action mailed May 18, 2004.

Finally, on May 19, 2005, the Notice of Abandonment mailed May 16, 2005, was received at the undersigned attorney's corporate office.

Additionally, a system of logging incoming USPTO mail is maintained by the undersigned attorney's corporate office. However, a careful review of the log for a time period of September 29, through November 27, 2004, further corroborates that the Office letter, mailed October 13, 2004 was not received. The attached print-out, prepared on May 24, 2005, includes confidential information not relevant to this Petition. The attached copy of the log has been redacted to delete certain irrelevant confidential information. Other information which is similarly not relevant, but which relates to now-issued patents and therefore is not highly confidential, has been left un-redacted to assist in illustrating the nature of the information contained in this comprehensive correspondence log.

Further to our efforts of maintaining status inquiry of this application, we have made every diligent effort to access the PTO's Private PAIR system and have been unable to access this application record.

Based on the foregoing, it is respectfully requested that the holding of abandonment be withdrawn.

It is believed that no fee is due with this submission. If a fee is due, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 50-0383 of The DIRECTV Group, Inc. (formally Hughes Electronics Corporation), El Segundo, California.

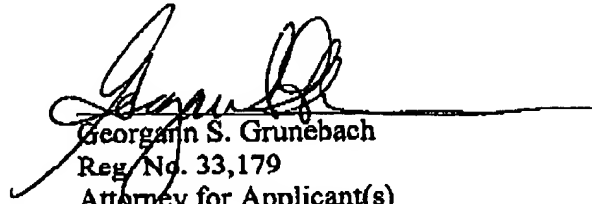
U.S.S.N. 09/542,243

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PD-990212

If there are any questions, applicant's attorney can be reached at (310) 964-4615, or by facsimile (310) 964-0941.

Respectfully submitted,


Georgann S. Grunebach
Reg. No. 33,179
Attorney for Applicant(s)

Date: May 26, 2005

The DIRECTV Group, Inc.
RE / R11 / A109
P.O. Box 956
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El Segundo, CA 90245-0956
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